



DECLARATION FOR PATENT APPLICATION Docket Number: MSA-021.01

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IL-1L1 Gene and Polypeptide Products

the specification of which (check one)

☐ () is attached hereto.

☒ (x) was filed on July 17, 2000 as United States Application Number or PCT International Application Number 09/617,720, and was amended on N/A (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulation, § 1.56 and § 1.63(e).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

(Number) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

(Number) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States Provisional application(s) listed below.

60/144,298 July 16, 1999
(Application Number) (Filing Date)

(Application Number) (Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Number) (Filing Date) (Status - patented, pending, abandoned)

(Application Number) (Filing Date) (Status - patented, pending, abandoned)

I hereby appoint Matthew P. Vincent, Reg. No. 36,709; Beth E. Arnold, Reg. No. 35,430; Isabelle M. Clauss, Reg. No. 47,326; Kirk Dammon, Reg. No. 42,461; Jason Gish, Reg. No. 42,581; Dana Gordon, Reg. No. 44,719; David P. Halstead, Reg. No. 44,735; Edward J. Kelly, Reg. No. 38,936; Robert A. Mazzaresse, Reg. No. 42,852; James T. Olesen, Reg. No. 46,967; Kevin A. Oliver, Reg. No. 42,049; Chinh H. Pham, Reg. No. 39,329; Wolfgang E. Stutius, Reg. No. 40,256; Kingsley L. Taft, Reg. No.


43,946; Anita Varma, Reg. No. 43,221; and as attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all telephone calls to James T. Olesen at telephone number (617) 832-1764.

Address all correspondence to: Patent Group
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One Post Office Square
Boston, Ma. 02109-2170
Customer ID No: 25181

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) Dr. Martin Nicklin

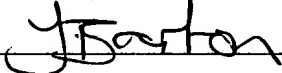
Inventor's signature  Date 22/02/01

Residence 118 Brooklands Crescent, Fulwood, SHEFFIELD S10 4GG Citizenship: UK

Post Office Address Same

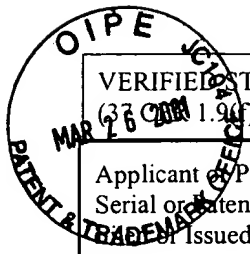
Additional Inventors:

Full name of second joint inventor (given name, family name) Jenny Barton

Inventor's signature  Date 22/02/01

Residence 53 Headford Garden, SHEFFIELD S3 7XB Citizenship: UK

Post Office Address Same



VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.90) & 1.27(c)--SMALL BUSINESS CONCERN

Docket Number (Optional)
MSA-021.01

Applicant & Patentee: Nicklin et al
Serial or Patent No.: 09/617,720
Date of Issue: July 17, 2000

Title: IL-1L1 Gene and Polypeptide Products

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN Interleukin Genetics, Inc.
ADDRESS OF SMALL BUSINESS CONCERN 135 Beaver Street, Second Floor, Waltham, MA 02452

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☐ the specification filed herewith with title as listed above.
☒ the application identified above.
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern with would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

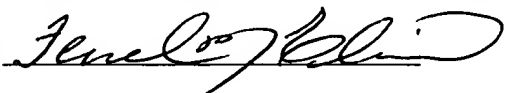
- ☒ no such person, concern, or organization exists.
☐ each such person, concern or organization is listed below.

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Fenel M. Elloi
TITLE OF PERSON IF OTHER THAN OWNER COO, CFO
ADDRESS OF PERSON SIGNING 135 Beaver Street, Second Floor, Waltham, MA 02452

SIGNATURE  DATE 12/13/2000